



सीमाशुल्कप्रधानआयुक्तकार्यालय (एन. एस. - I)
OFFICE OF THE COMMISSIONER OF CUSTOMS (NS- I),
मूल्यनिरूपणमुख्य (आयात)/APPRAISING MAIN (IMPORT)

जवाहरलालनेहरूसीमाशुल्कभवन/JAWAHARLAL NEHRU CUSTOM HOUSE, शेवा/SHEVA,
तालुका/ TAL-उरण/URAN, जिला/DISTRICT- रायगड/RAIGAD, महाराष्ट्र/MAHARASHTRA-400707,
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फा. सं/F.N.:S/22-Gen-44/2017-18 AM(I)Pt. X

दिनांक /Date: - .11.2023

दिनांक 26/10/2023 को सम्पन्न 'स्थायीव्यापारसुविधासमिति' (आयात) की बैठक का कार्यवृत्त

**MINUTES OF THE MEETING OF THE PERMANENT TRADE FACILITATION COMMITTEE
(IMPORT) OCTOBER HELD ON 26/10/2023**

The PTFC meeting held through physical mode on 26/10/2023 was chaired by Shri. P. N. Pandey, Pr. Commissioner of Customs (NS-I) and attended by D. S. Garbyal, Commissioner of Customs (General), Shri Sonal Bajaj, Commissioner of Customs (NS-V), Shri Sanjeev Kumar Singh, Commissioner of Customs (NS-II) and Shri. Ashwini Kumar, Commissioner of Customs (NS-III).

2. The meeting was attended by the following members/participants of the trade: -

क्रमसं./ Sr. No.	नाम(सर्वश्री/सुश्री/श्रीमती) Names (S. Shri /Ms./Mrs.)	(संगठन/संघ/पदनाम) Organisation/ Association	(उपस्थिति का प्रकार) Mode of attendance in PTFC
1	Mark S Fernandes	IMC	Physical
2	R. Rajasekhar	UPL	Physical
3	Nimish Desai	WISA	Physical
4	Sunil Vaswani	CSLA	Physical
5	Shripal	CSLA	Physical
6	Ashoo Singhal	CSLA	Physical
7	Umesh Grover	CFSAI	Physical
8	Salim S.	CFSAI	Physical
9	S. Srinivas	CFSAI	Physical
10	Om Prakash Agrawal	MACCIA	Physical
11	Shailendra R.	MANSA	Physical
12	Paresh Vaivade	MANSA	Physical
13	Hiren Ruparel	BCBA	Physical
14	Ashok Saini	BCBA	Physical
15	Rajesh Thakkar	BCBA	Physical
16	Sanjay C. Shingote	BCBA	Physical
17	Maruti Gadge	BCBA	Physical
18	Harsh Lapsia	BCBA	Physical
19	Paras Shah	BCBA	Physical
20	Kamal Shah	BCBA	Physical
21	Ganpat Korade	BCBA	Physical
22	Vinayak Aparaj	BCBA	Physical
23	Sanjeev Harale	BCBA	Physical
24	Rakesh Mistry	Godrej & Boyce	Physical
25	Subhash Bangar	CFSAI	Physical

3. विभागकीओरसेनिम्नलिखितअधिकारियोनेबैठकमेंभागलिया: -

Following Officers from the department attended the meeting: -

क्रमसं./ Sr.No.	नाम(सर्वश्री/सुश्री/श्रीमती) Names(Shri/Ms./Mrs.)	पदनाम Designation
1.	Shri Tariq Mabood	Addl. Commissioner, Customs
2.	Smt Prasanna V. Pattanashetti	Addl. Commissioner, Customs
3.	Shri Mahender Kumar Aggarwal	Addl. Commissioner, Customs
4.	Shri Mamta Saini	Addl. Commissioner, Customs
5.	Shri K.K. Prasad	Addl. Commissioner, Customs
6.	Ms. Usha NilkanthBhojar	Joint Commissioner, Customs

Shri Tariq Mabood, Addl. Commissioner of Customs, NS-I Commissionerate, JNCH, started the discussion on the agenda points of the meeting relating to the Import.

4. **IMC के द्वारा उठाया गया कार्यबिन्दु /AGENDA POINTS RAISED BY IMC**

कार्यबिन्दु संख्या/POINT NO. 1: Examination Order Being Issued Has Increased.

During the meeting, it was discussed that the grievance of the stakeholders is related to IGM amendment related examination orders.

प्रतिक्रिया/Response: It was suggested that the Importer/CB upload correct documents related to the IGM amendment and collaboration among trade stakeholders was urged to address manifest discrepancies and reduce the significant percentage of amendments, fostering transparent discussions and potential system improvements. Since the need for amendments, especially after goods are shipped, is deemed exceptional.

Further, trade was advised to provide a list of such particular commodities that need special attention so that a limited percentage of examination orders for such sensitive consignments may be circulated. The trade was also requested to provide a compiled list of types of errors that occur while making amendments so that the data may be forwarded to ICEGATE for further analysis and necessary action.

(बिन्दुसमाप्त/ Point Closed)

कार्यबिन्दु संख्या/POINT NO. 2: Issuance Of TR Manually For Drawing Samples.

During the meeting, it was discussed that Certain CTHs that require testing are not mapped in ICES which is creating problems in routine online TR generation and test report thereafter. The process for manual Test report is long and approval of various sections is required before sample drawal is initiated. Trade requests for a general order/direction to Docks for items which are being regularly imported to avoid such problems for manual TR.

प्रतिक्रिया/Response: The trade was requested to share a list of such CTHs for referring the same to ICES for resolution. For items where the system struggles to generate TRs, a decision is made to involve only Joint/Additional Commissioners (concerned CFS), avoiding the group, unless a serious concern arises. Required change in the existing S.O. is being examined by NS-V. The objective is to eliminate manual practices and expedite the online TR generation process, urging immediate action and coordination with relevant authorities.

(बिन्दुसमाप्त/ Point Closed)

कार्यबिन्दु संख्या/POINT NO. 3: Objections. Raised by EO, who refuse to accept orders of the AO or even the concerned Dy./Asst Commissioners.

प्रतिक्रिया/Response: Every customs officer has its role and responsibility in the hierarchical setup and senior officers may elaborate and add their views to bring the issue to its logical conclusion. EOs alone cannot alter or issue contradictory orders. All examination orders, apart from the discussed amendment, originate from the centralized Risk Management System (RMS). Any change in the examination order should be truly exceptional and require the approval of the Additional/Joint Commissioner. The meeting urged cooperation in enforcing this policy discipline to ensure adherence to the approved procedures.

(बिन्दुसमाप्त/ Point Closed)

कार्यबिन्दु संख्या/POINT NO. 6: Despite all documents being uploaded, queries are raised repeatedly.

प्रतिक्रिया/Response: The suggestion was to ensure that all documents are uploaded in accordance with standard procedures and that officers can access them seamlessly. Sharing documents electronically is crucial for efficiency, reducing manual processes and potential delays. It was emphasized that if an officer insists on a physical copy despite documents being uploaded, it is considered unacceptable. The possibility of connectivity issues affecting document access and suggested to inquire about any challenges might be faced in this regard. Trade was suggested to record and refer such instances for resolution.

(बिन्दुसमाप्त/ Point Closed)

5. BCBA के द्वारा उठाया गया कार्यबिन्दु /AGENDA POINTS RAISED BY BCBA (letter 1)

1) Dy. Drug Controller - Delay in granting of NOC/permissions

It is taking 10-20 days for getting dual use NOC from the office of Dy. Drug Controller. Trade at present, is suffering huge delay in clearance of consignments from the office of Dy. Drug Controller Time taken is resulting in payment of huge detention and demurrage charges.

2) FSSAI - Delay in granting of NOC/permissions

It is taking a minimum 10-15 days for availability of Test Reports. This is creating huge delays for clearances. the time is not updated in the system and members are waiting full days for visit by the FSSAI officers. No contact No.s also provided for trade or not picks up the phone by the officers.

3) DYCC/CRCL - Delay in granting of NOC/permissions

The process of testing of sample with CRCL is taking anywhere between 8-10 working days. Further, there is no transparency and clarity regarding the availability of Test Report to Importers/Custom Brokers

4) PLANT QUARANTINE (PQ) - Delay in granting of NOC/permission

For obtaining NOC from Plant Quarantine, trade is facing considerable difficulty, since online process is not working due to upgradation of their software for a long time

प्रतिक्रिया/Response: To address the identified issues pertaining to PGAs i.e. CDSCO, AQCS, FSSAI, DYCC/CRCL, the emphasis was put on the need for a dedicated meeting or intervention to streamline PGA processes and reduce dwell time. There is a call to specifically address delays caused by PGAs, particularly in obtaining dual-use permissions, and to escalate specific cases to the higher authorities of the concerned PGAs. Additionally, a directive is given that no consignments should be forwarded to PGAs under manual TR where online TR generation is available, and any such instances should be brought to the notice of Customs Authority. The discussion also suggested a detailed analysis of the entire process, including document-based procedures, physical examinations, sample draws, and testing, to identify and mitigate delays. There was a proposal to separately hold a meeting with PGAs and to invite them to the PTFC meeting and the need for coordination and discussion with PGAs to streamline processes was emphasized. A letter to DG System has been written in this regard.

(बिन्दुसमाप्त/ Point Closed)

6. BCBA के द्वारा उठाया गया कार्यबिन्दु /AGENDA POINTS RAISED BY BCBA (letter 2)

कार्यबिन्दु संख्या/POINT NO.1. Increasing System Issues causing Delay in Faceless Assessments

प्रतिक्रिया/Response: Trade was requested for feedback on examination orders which are deemed unnecessary or unwarranted, especially on system-generated orders. The same will be examined, and efforts will be made to address limitations and reduce unnecessary interventions through the NCTC. The ultimate goal is to enhance awareness and streamline the examination process.

कार्यबिन्दु संख्या/POINT NO. 2. compiled above at BCBA letter 1 point 1.

कार्यबिन्दु संख्या/POINT NO. 3. Issues in case of Requirement of LMPC Registration

The discussion centered on the challenges associated with assigning CAS numbers, particularly for finished products in Chapter 39 prescribed under the Board Circular. The participants expressed difficulty in providing CAS numbers for finished goods, citing the impracticality of such a requirement for articles like plastic. They acknowledged resorting to assigning CAS numbers to raw materials pertaining to finished products of chapter 39 to avoid penalties due to the system's insistence. The decision to extend this practice to the entire chapter made by the Ministry is posing difficulties for the trade community.

प्रतिक्रिया/Response: Trade was suggested to make accurate declarations and discouraged providing incorrect information in case of unavailability of CAS numbers. Matter concerning finished products of Chapter 39 has been referred to the Board for resolution in the matter.

(बिन्दुसमाप्त/ Point Closed)

कार्यविन्दु संख्या/POINT NO. 4. Erroneous Examination Orders - Streamlining Process for Rectification

Trade submitted that Examination orders are being given by officers at docks other than that prescribed by RMS. Further, the concern was raised regarding hazardous cargo being opened for examination, which should be exempted from examination. The issue extends to instances where even high-risk items like sodium cyanide are being physically examined in the CFS, posing a significant danger.

प्रतिक्रिया/Response: The conclusion suggests two key actions. Firstly, any instances of additional Examination orders being given other than those by RMS may be brought to the notice of concerned Joint/Additional Commissioner of Customs. Secondly, it was suggested to provide feedback on examination orders which appears to be unnecessary or unwarranted. The feedback, especially on system-generated orders, will be examined, and efforts will be made to address limitations and reduce unnecessary interventions through the National Cargo Targeting Centre (NCTC). The priority is to enhance awareness and to streamline the examination process, especially for sensitive as well as hazardous cargo.

(विन्दुसमाप्त/ Point Closed)

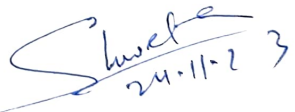
7. Any other point raised during the meeting:

Trade submitted the timelines and compliance requirements for SIMS (Steel Import Monitoring System) and PIMS (Paper Import Monitoring System) registrations. Additionally a request is made for more certainty and stability in the adjudication process, expressing concerns about the arbitrary nature of fines and penalties.

प्रतिक्रिया/Response: The need for trade stakeholders to comply with the timelines set by DGFT for SIMS and PIMS registrations was emphasized. Despite the relaxation of timelines by the DGFT to the expected date of arrival of import consignment, there are instances where registrations are still not done within the stipulated time frame, which leads to potential consequences, including adjudication. The customs department enforces various compliance requirements and cannot be discriminatory. The overall aim is to establish a balance between compliance and facilitation for trade. The trade is encouraged to approach DGFT for any concerns related to the timelines.

(विन्दुसमाप्त/ Point Closed)

- 3) The meeting ended with a vote of thanks to the Chair.
- 4) This issues with the approval of the PR. Commissioner of Customs, NS-I.
- 5) Any amendments to these minutes be provided within the next five working days.
- 6) Minutes are placed on the JNCH website and also sent through emails to the members.



(Shweta Suman)

स. आयुक्त, सीमाशुल्क/Asstt. Commissioner of Customs.
मूल्य निरूपणमुख्य(आयात)/Appraising Main (I).
ज. एन. सी. एच., न्हावा शेवा/ JNCH, Nhava Sheva.

सेवामें /To,

पी. टी. एफ. सी. के सभी सदस्यों को ईमेल के माध्यम से /All the Members of PTFC (through email)

प्रतिलिपि/Copy to : (ईमेल के माध्यम से)

- 1) मुख्य आयुक्त, सीमाशुल्क, मुंबई अंचल-II/Chief Commissioner of Customs, MUM Zone-II;
- 2) प्रधान अपर महानिदेशक, करदातासेवामहानिदेशालय, मुंबई/The Principal Add. Director General, Directorate General of Tax Payers Services, Mumbai Zonal Unit, room No 138/139, New Custom House, Mumbai-400001(mzu-dgtps@gov.in);
- 3) लोकपाल, अप्रत्यक्षकर, मुंबई/The Ombudsman, Indirect Taxes, Mumbai;
- 4) सीमाशुल्क आयुक्त, मुंबई अंचल-II/ Commissioner of Customs, Mumbai Zone-II;
- 5) सभी अपर/संयुक्त आयुक्त, जेएनसीएच, न्हावा शेवा /All ADCs/JCs JNCH, Nhava Sheva;
- 6) सभी उप/सहा. आयुक्त, जेएनसीएच, न्हावा शेवा /All DCs/ACs JNCH, Nhava Sheva;
- 7) सहा/उप आयुक्त, ईडीआई, जेएनसीएच, न्हावा शेवा को अविलंब वेबसाइट में अपलोड करने के लिए/AC/DC, EDI, JNCH, Nhava Sheva, for uploading in JNCH website;
- 8) कार्यालय प्रति/Office Copy.